

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

Keon Lipscomb

Docket No. 14-613-NJR

(To be supplied by the Clerk)

Plaintiff ~~Keon Lipscomb~~,

☒ **CIVIL RIGHTS COMPLAINT**
pursuant to 42 U.S.C. §1983
(State Prisoner).

-vs-

Warden Randy S. Pfister

☐ **CIVIL RIGHTS COMPLAINT**
pursuant to 28 U.S.C. §1331
(Federal Prisoner)

~~Warden Randy S. Pfister~~ ofc. Buchenau

~~Warden Randy S. Pfister~~ ofc. Bailey

Ltd. ~~Keon Lipscomb~~ C. L. L. C.

☐ **CIVIL COMPLAINT**
pursuant to the Federal Tort Claims
Act, 28 U.S.C. §1346, 2671-2680

Defendant ~~Keon Lipscomb~~
Richard Cations

I. JURISDICTION

- A. Plaintiff's mailing address and/or register number and present place of confinement.

Keon Lipscomb R25793

P.O. Box 99 Pontiac, IL 61764

- B. Defendant Randy S. Pfister is employed as
(Name of First Defendant)

WARDEN

(Position/Title)

with I.D.O.C.

(Employer's Name and Address)

P.O. Box 99 Pontiac, IL 61764

At the time the claim(s) alleged in this complaint arose, was the defendant employed by the state, local or federal government?

Yes ()

No ()

If your answer is "yes", briefly explain:

the warden is the employer, in charge of
officers conduct & the safety of inmates

C. Defendant OFC Buchenau is employed as
 (Name of Second Defendant)
Officer
 (Position/Title)

with I D O C
 (Employer's Name and Address)
Po Box 99 Pontiac, IL 61764

At the time the claim(s) alleged in this complaint arose, was the defendant employed by the state, local or federal government?

Yes ☒ No ☐

If your answer is "yes", briefly explain:

OFC was / is an officer at the Pontiac C.C.

D. Using the outline of the form provided, include the above information for any additional defendant(s).

med tec Richards citations
last name might be misspelled
it may be Clayton
Richard CLAYTONS

II. PREVIOUS LAWSUITS

A. Have you begun any other lawsuits in state or federal court relating to your imprisonment?

Yes ☒ No ☐

B. If your answer to "A" is "yes", describe the lawsuit(s) in the space below. (If there is more than one (1) lawsuit, you must describe the additional lawsuits on another sheet of paper, using the same outline.) Failure to comply with this provision may result in summary denial of your complaint.

Yes i filed 7 lawsuits and side of
this one 4 for excessive use of force, case
dismiss (for 3) and 1 still pending 1 for failure
to protect, 1 won at trial, 1 for illegal state search
still pending and 1 for cruel & unusual punishment
still pending

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OFC Bailey OFFICER, PO Box 97, Pontiac, IL 61764
med tec Richard Cation PO Box 99, Pontiac, IL 61764
LTD Cronie PO Box 99, Pontiac, IL 61764

Warden Randy S. J. Ote is sued in His
individual and official ~~capacities~~ capacities

OFC Bailey is sued in His individual &
official capacities

OFC Buchanan is sued in His individual
& official capacities

LTD Cronie, is sued in His individual &
official capacities

med tec Richard Cation is sued in His official &
individual capacities

3

previous suits

Keon Lipscomb v. Director S.A. Godinez
12-1041, Honorable Judge, Mr. Judge,
Joe Billy McDade, U.S. Central District
Court

Basic claim, equal protection violation
Discrimination, endangerment

the case was filed February 16 2012

Disposition ~~settling~~ JANUARY 23, 2014

(Jury trial) Jury rule in favor of Plaintiff Lipscomb
against Defendant Pfister (Randy)

Keon Lipscomb v. Randy A. Pfister et. al

case pending filed December 2013

Case #13-1544 Privacy issues, still pending

Keon Lipscomb v. Randy A. Pfister et. al

Case pending filed January 2014

Case #13-1545 mental Health concerns
pending

3. A

Keon Lipscomb v. Randy S. Pfister E+AL
112-01002, Honorable Judge, Mr Judge
Michael M. Michm, U.S. central district court

Basic claim, excessive force, failure to protect
assault, Battery, Retaliation

the case was filed on, JANUARY 1, 2012
disposition, pending

Keon Lipscomb v. Randy S. Pfister E+AL
12-1061, Honorable Judge, Mr Judge, Michael M,
Michm, U.S. central district court

Basic claim, cruel & unusual punishment,
Retaliation, intentional infliction of emotional
& mental distress

the case was filed february 18 2012
disposition pending

3.6
Keon Lipscomb v. THOMAS DART ET AL, 05C-3262
U.S District court 219 S. Dearborn, Honorable
Judge, ms Judge Gottschall

Basic claim, failure to protect, unlawfull use of
force & assault

the case was filed June 02, 2005, disposition on
may 18 2009, the case was dismissed (settlement)

Keon Lipscomb v. warden melvin Reed, ET AL, 09-cv-5036
U.S District court 219 S. Dearborn, Honorable
Judge ms Judge Gottschall

Basic claim, unlawfull use of force & ASSAULT

the case was filed August 11, 2009, disposition was
on JAN 2012, the case was dismissed (settlement)

Keon Lipscomb v. THOMAS DART, ET AL, 05C-2147
U.S District court 219 S. Dearborn Honorable Judge
ms Gottschall

Basic claim: failure to protect, unlaw use of force, & ASSAULT
case was filed APRIL 12, 2005

disposition was on may 18 2009

case Dismissed (settlement)

1. Parties to previous lawsuits:
Plaintiff(s) _____

Defendant(s) _____

2. Court (if Federal Court, name the District; if State Court, name the County) _____

3. Docket number _____
4. Name of Judge to whom case was assigned _____
5. Type of case (for example: Was it a Habeas Corpus or Civil Rights action?) _____

6. Disposition of case (for example: Was the case dismissed? Was it appealed? Is it still pending?) _____

7. Approximate date of filing lawsuit _____
8. Approximate date of disposition _____

III. GRIEVANCE PROCEDURE

- A. Is there a prisoner grievance procedure in the institution? Yes
- B. Did you present the facts relating to your complaint in the prisoner grievance procedure?
Yes () No ()
- C. If your answer is "yes",
 1. What steps did you take? Counselor, Grievance officer then sent the grievance to Springfield
 2. What was the result? Grievance Denied
- D. If your answer is "no", explain why not. _____

E. If there is no prisoner grievance procedure in the institution, did you complaint to prison authorities? Yes () No ()

F. If your answer is "yes"

1. What steps did you take? _____

2. What was the result? _____

G. If your answer is "no", explain why not. _____

H. Attach copies of your request for an administrative remedy and the response(s) you received. If you cannot do so, explain why not: _____

IV. STATEMENT OF CLAIM

State here, as briefly as possible, the FACTS of your case. State who, what, when, where and how you feel your constitutional rights were violated. Do not cite cases or statutes. If you choose to submit legal arguments or citations, you must do so in a separate memorandum of law. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. If your claims relate to prison disciplinary proceedings, attach copies of the disciplinary charges and any disciplinary hearing summary as exhibits.

Only two (2) extra pages (8½ x 11") are permitted, if necessary, to complete your statement of claim. Additionally, attach any relevant, supporting documentation.

on 12/9/11 I was unlawfully & unjustly attacked by
 I Cunningham officer Bailed officer Buchanan
 Lito Cromie and another unknown officer, while in
 my cell officer Buchanan was the gallery officer, me
 and Buchanan had an argument, Buchanan then told
 me that I will Not Be given Back my Laundry because of
 my mouth (Buchanan was passing out wanted Laundry)
 Ofc Buchanan turned off my water also, I began
 Kicking on the Door until the Lito Cromie came
 who come and ordered me to stop Kicking the Door. I complied
 I told Him I wanted my Laundry, then Ofc Buchanan
 come to bring me a Sheet & blanket, once my Chuck Hale
 was open I was sprayed directly in the Eyes with

Chemical agents (mace) by Sgt Cronie, I was ordered to cuff up. Once I complied I was taken down stairs by Ofc Cunningham once I was down stairs in front of the cage Ofc Buckner was standing there alone with Ofc Bailey. Ofc Buckner said talk that shit Now then punched me in my mouth busting my lip then punched me in my nose busting my nose then Ofc Cunningham threw me on the ground. I looked up at Ofc Bailey and said what the fuck Bro, I didn't do nothing then Ofc Bailey kicked me in my face. Sgt Cronie put on Ham/Buffs like brass knuckles hitting me in my head busting my head open in two different places. Ofc's was stomping my back all the while Sgt please. in some place make them stop but they continued to beat me up telling me to shut the fuck up and saying other obscenities they beat me up for like two or three minutes, then Ofc Buckner put shackles on my legs and dragged me to a room by cage by the shackles. I was cuffed to the bench by Ofc Bailey, I was disrespect the whole time. While sitting there Sgt Cronie told every body who beat me to check themselves for my blood then Ofc Buckner told Sgt Cronie that he hurt his finger. Sgt Cronie told Ofc to go to the Hospital and claim that I threw sugar on him which I didn't. Then they called the med tech who came and say O-That's sick com? Fuck him and I never received medical attention I was placed in cell 142 running up with nose all over my body. I did not receive medical attention for the beating. I have informed the warden Pfister & Major Hobart of the incident and asked to be moved to a different house because of harassment and even went on a hunger strike for 29 days of harassment but was still denied a house change. After I got beat inmates in cell 146, 147, 148 flooded the gallery with Nasty water that contained feces urine & water. While officers who just beat me was sweeping water the water was coming into my cell, I informed the officers but no one allowed me out the sweeping the water out of my cell, or give me any cleaning supplies I was made to sleep in such a nasty smelly cell, on that night.

Count 1 cruel & unusual punishment. Count 2 excessive use of force. Count 3, Assault. Count 4 battery. Count 5 intentional infliction of emotional distress. Count 6 Deliberate indifference to serious medical needs. Count 7 Statutory kidnapping. Count 8 unsanitary conditions against Pontiac Cor. Center. Count 8 unsanitary conditions.

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there is a code of silence amongst warden-officers

warden fail to train & supervise
encouraging officers to act and violate
rules & policies

officers are rarely punished if ever

Due to wardens fail to train

V. REQUEST FOR RELIEF

State exactly what you want the Court to do for you. If you are a state or federal prisoner, and seek relief which affects the fact or duration of your imprisonment (for example: illegal detention, restoration of good time, expungement of records or parole release), you must file your claim on a Habeas Corpus form, pursuant to 28 U.S.C. §2254, 28 U.S.C. §2255, or 28 U.S.C. §2241.

Award compensatory damages to plaintiff in an amount to be determined jointly & severally against defendants. Award punitive damages to plaintiff in an amount to be determined jointly and severally against the Defendants sued in their individual capacities. Order Defendants to pay cost & fees & reasonable attorney fees. Remove plaintiff from segregation status placed back in General Population status. Give plaintiff a 20 year Segregation cut. Allow plaintiff to be housed in the Health care unit with job as a cook at each Prison House. Grant such and other further Relief this court Deems equitable Just & proper. I would like to press charges against my assaulters. I Request that the Defendants are Fined From Their Job at I D.C.

VI. JURY DEMAND (check one box below)

The plaintiff does ☒ does not ☐ request a trial by jury. (See Fed.R.Civ.P. 38.)

DECLARATION UNDER FEDERAL RULE OF CIVIL PROCEDURE 11

I, the undersigned, certify to the best of my knowledge, information, and belief, that this complaint is in full compliance with Rule 11(a) and 11(b) of the Federal Rules of Civil Procedure. The undersigned also recognizes that failure to comply with Rule 11(a) and (b) may result in sanctions, monetary or non-monetary, pursuant to Federal Rule of Civil Procedure 11(c).

The plaintiff hereby requests the Court issue all appropriate service and/or notices to the defendant(s).

Signed this 28 day of MAY, 2014.

Kien Dilscomb

Signature of Plaintiff

Signature of attorney, if any